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THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

IN RE: TERRORIST ATTACKS ON
SEPTEMBER 11, 2001

03 MDL 1570 (RCC)

ECF

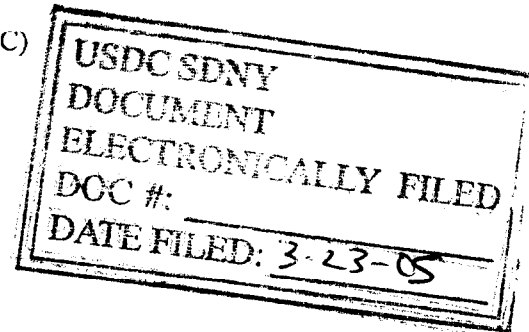
Relates to:

Kathleen Ashton, et al.,

v.

Al Qaeda Islamic Army, et al.

02 CV 6977 (RCC)



**STIPULATION CONFIRMING SAMI OMAR AL-HUSSAYEN
IS NOT A DEFENDANT AND WITHDRAWING
MOTION TO DISMISS**

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs in *Kathleen Ashton, et al. v. Al Qaeda Islamic Army, et al.*, Case No. 02 CV 6977 (RCC) (hereinafter "*Ashton lawsuit*") and Sami Omar Al-Hussayen, by and through the undersigned counsel, that Sami Omar Al-Hussayen is not a defendant in the *Ashton lawsuit* as he is not named in the caption of the Third Amended Complaint nor is he described therein as a defendant.

In view of the foregoing paragraph, IT IS FURTHER HEREBY STIPULATED AND AGREED that Sami Al-Hussayen will and hereby does withdraw his Motion to Dismiss filed in the *Ashton lawsuit* (MDL Docket No. 732; Ashton Docket No. 251).

IT IS FURTHER HEREBY STIPULATED AND AGREED that the above parties shall bear their owns costs and fees with respect to the above-described matters.

RESPECTFULLY SUBMITTED,

DATED this 6th day of March, 2005.

KREINDLER & KREINDLER LLP
James P. Kreindler (JK7084)
100 Park Avenue
New York, NY 10017-5590
Telephone: 212-687-8181
Facsimile: 212-972-9432

By:


James P. Kreindler

Attorneys for Ashton Plaintiffs

DATED this 17 day of March, 2005.

NEVIN, BENJAMIN & MCKAY LLP
David Z. Nevin (DN2615)
Scott McKay (SM3330)
303 West Bannock
P.O. Box 2772
Boise, ID 83701
Telephone: 208-343-1000
Facsimile: 208-345-8274

By:


Scott McKay

Attorneys for Sami Omar Al-Hussayen

SO ORDERED:



Richard Conway Casey, U.S.D.J.

DATED: MARCH 22, 2005

